IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

WP(C).No. 34409 OF 2004(U)

PETITIONER:

1. SUDHARMA.D., THEKKUMBHAGATHU
   PADINJATTATHIL, THEKKEVILA P.O.,
   KOLLAM.

2. D.SHIBU, SHEEBALAYAM, ERUVAIKONAM,
   MULLUVILA P.O., THIRUVANANTHAPURAM.

3. RAJESWARI.K.S., KRISHNA VILASAM,
   KANICHAMKODU, NEYYATTINKARA,
   THIRUVANANTHAPURAM.

4. SREEKUMAR.K., REVATHY,
   P.R.A.-IIIA, PADAYANI ROAD,
   VATTIYOORKAVU, THIRUVANANTHAPURAM.

5. JASSER.J., PADIPPURA HOUSE,
   VAKOM, THIRUVANANTHAPURAM.

6. SUNIL.D., PUNNANINNAVEEDU,
   PUTHANKADA, THIRUPURAM P.O.,
   THIRUVANANTHAPURAM.

7. R.S.VENU, KUSHIYAMVILA VEEDU,
   THENNOOR, NEMOM P.O., THIRUVANANTHAPURAM.

8. C.SIVAKUMAR,
   THANKA BHAVAN, VADITHOPPU,
   KADAVATTARAM, NEYYATTINKARA,
   THIRUVANANTHAPURAM.

9. BALAKRISHNAN.V.S., POOVANGAVILAKATHU
   MELE, LAKSHMI BHAVAN, THALAYAL,
   AARALUMMOODU P.O., THIRUVANANTHAPURAM.

10. J.S.RAJAKUMAR,
    KODITHARA MANNADI VEEDU, KADAVATTARAM,
    NEYYATTINKARA P.O., THIRUVANANTHAPURAM.

11. SHANAVAS.T.S., PARIJATHAM,
KIZHUVALLAM P.O., ATTINGAL,
THIRUVANANTHAPURAM.

12. D.B.SUDHAKUMAR,
S.K.BHAVAN, MAVILA, KANJIRAMKULAM P.O.,
THIRUVANANTHAPURAM.

13. BIJU.S.ROY,
ROY VIHAR, KANJIRAMKULAM P.O.,
THIRUVANANTHAPURAM.

14. SHAJA MABEL T.C.,
T.C.BHAVAN, CHANI, KANJIRAMKULAM P.O.,
THIRUVANANTHAPURAM.

15. JAYAPRAKASH.M.,
LAKSHMI VILASAM, MUKKOLAKKAL,
POOVATHOOR P.O., NEDUMANGAD,
THIRUVANANTHAPURAM.

BY ADV. DR.K.P.SATHEESAN
SRI.K.K.GOPINATHAN NAIR
SRI.M.R.JAYAPRASAD
SRI.K.K.RAJEEV
SRI.T.K.KAMALJITH

RESPONDENTS:
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1. STATE OF KERALA, REP. BY THE
SECRETARY, PUBLIC WORKS DEPARTMENT,
GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

2. THE SECRETARY,
IRRIGATION DEPARTMENT, GOVT.SECRETARIAT,
THIRUVANANTHAPURAM.

3. THE CHIEF ENGINEER,
PUBLIC WORKS (ROADS & BUILDINGS) DEPARTMENT,
THIRUVANANTHAPURAM.

4. THE CHIEF ENGINEER (IRRIGATION &
ADMINISTRATION), THIRUVANANTHAPURAM.

5. KERALA PUBLIC SERVICE COMMISSION,
REP. BY ITS SECRETARY,
P.S.C. OFFICE, PATTOM, THIRUVANANTHAPURAM.

ADDITIONAL RESPONDENT NOS:

6. SANTHAMMAL.A., AGED 41 YEARS,
D/O. ANIYANKUNJU, KALEEKAL HOUSE,
KODUKULANJI P.O., CHENGANNUR TALUK.

7. MONEY AMMAL. K.A.., AGED 39 YEARS,
D/O. ANIYANKUNJU, KALEEKAL HOUSE,
KODUKULANJI P.O., CHENGANNUR TALUK.

(ADDITIONAL RESPONDENTS 6 & 7 ARE IMPLEADED AS PER ORDER ON I.A. NO. 11204/2005 DATED 22.11.2007).

BY ADV. SRI.ALEXANDER THOMAS,SC,KPSC
GOVERNMENT PLEADER SRI. V.T.K. MOHANAN.
SRI.N.ASHOK KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22.11.2007, ALONG WITH WPC NO. 35240/2004 THE COURT ONTHE SAME DAY, DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1	TRUE COPY OF THE RELEVANT PAGE OF THE PROCEEDIDNGS OF LEGISLATIVE ASSEMBLY OF KERALA DATED 8.11.2001.
EXT.P2	TRUE COPY OF THE ORDER G.O.(P) NO. 34/2003/P& ARD DATED 19.11.2003.
EXT.P3	TRUE COPY OF THE LIST OF OFFICES WITH VACANCIES OF 3RD GRADE OVERSEERS IN IRRIGATION DEPARTMENT.
EXT.P4	TRUE COPY OF THE REPRESENTATION DATED 8.10.2004 FILED BY THE PETITIONERS' ASSOCIATION BEFORE THE 2ND RESPONDENT.
EXT.P5	TRUE COPY OF THE REPRESENTATION DATED 11.11.2004 FILED BY THE PETITIONERS' ASSOCIATION BEFORE THE HON'BLE CHIEF MINISTER OF KERALA.

RESPONDENTS' EXHIBITS:

NIL.

// TRUE COPY //

P.S. TO JUDGE.

KNC/-

P.R. RAMAN, J.

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W.P.(C) NOS. 34409 & 35240 OF 2004

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DATED THIS, THE 22ND DAY OF NOVEMBER, 2007.

J U D G M E N T

These writ petitions pertains to the appointment of Third Grade Overseers in PWD/Irrigation Departments. The prayer is for a direction to report all existing vacancies of Third Grade Overseers to the 5th respondent- Kerala Public Service Commission as expeditiously as possible. The issue is no more res integra in view of the concluded judgment of this Court in WP(C) 34519/2004 followed later by another learned Judge of this Court in W.P.(C) 24306/2005, declining to grant any relief.

In these circumstances, following the said decision, these writ petitions are also dismissed.

P.R. RAMAN,
(JUDGE)

knc/-